

Global Crossing North America, Inc.  
Legal Services  
180 South Clinton Avenue  
Rochester, NY 14616  
Fax: (716) 546-7823

Michael J. Shortley, III  
Senior Associate General Counsel  
  
Telephone: (716) 777-1028  
Facsimile: (716) 546-7823  
email: michael\_shortley@globalcrossing.com

 **Global Crossing**

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November 14, 2000

**BY OVERNIGHT MAIL**

Ms. Magalie Roman Salas  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, N.W.  
Room TW-B-204  
Washington, D.C. 20554

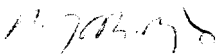
**Re: CC Docket No. 00-217**

Dear Ms. Salas:

Enclosed please find one original and two paper copies and one electronic copy of the Comments of Global Crossing North America, Inc. and accompanying affidavit of David M. Frame that have been redacted for public inspection.

To acknowledge receipt, please affix an appropriate notation to the copy of this letter provided herewith for that purpose and return same to the undersigned in the enclosed, self-address envelope.

Very truly yours,



Michael J. Shortley, III

cc: Ms. Janice Myles (12 paper plus 1 electronic)

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**COMMENTS OF GLOBAL CROSSING NORTH AMERICA, INC.**  
**APPLICANT: SBC COMMUNICATIONS**  
**STATE: KANSAS**

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**In the Matter of** )  
 )  
**Joint Application by SBC Communications, Inc.** )  
**Southwestern Bell Telephone Company, and** ) **CC Docket No. 00-217**  
**Southwestern Bell Communications Services,** )  
**Inc, d/b/a Southwestern Bell Long Distance for** )  
**Provision of In-Region, InterLATA Services** )  
**in Kansas and Oklahoma** )

Global Crossing North America, Inc. ("Global Crossing") submits these brief comments on SBC's application to provide in-region, interLATA services in Kansas. These comments are confined to one issue, namely whether SBC has met the requirements of Track A in Kansas.

In its Application, SBC cites to Global Crossing as a facilities-based CLEC in Kansas.<sup>1</sup> In particular, SBC alleges that Global Crossing provides service to \* \* \* residential lines in Kansas on a facilities basis. This is simply incorrect. As

<sup>1</sup> See Joint Affidavit of J. Gary Smith & Mark Johnson, ¶¶ 10, 18, 20-22 & Table 5; \*  
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**COMMENTS OF GLOBAL CROSSING NORTH AMERICA, INC.  
APPLICANT: SBC COMMUNICATIONS  
STATE: KANSAS**

is explained in the annexed affidavit of David Frame, Global Crossing does not currently serve any residential customers on a facilities basis in Kansas.

Global Crossing's subsidiary -- Global Crossing Local Services, Inc. ("GCLS") -- is certificated as a facilities-based CLEC in Kansas. Its facilities-based offering is a T-1 service. Given the nature of GCLS' product offering, it would be highly unusual that residential customers would be interested in such an offering. A T-1 is not typically a service that a residential customer would utilize.

GCLS will connect customer premises equipment -- typically a PBX -- to GCLS' switch in Kansas City. When GCLS enters the customer information to the E911 database, it inputs the class of service designation "40," Business PBX or "46," Business PBX, Local Ported Number, which correctly designate the class of service of GCLS' facilities-based customers. The only orders that were not coded "40" or "46" were GCLS' initial test lines, which were coded "20," which represents Business service. These entries did not represent actual customers. Rather, they were test lines that GCLS ordered to ensure that the service was operational, GCLS was receiving the correct billing feeds and the like. Global Crossing did not

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**COMMENTS OF GLOBAL CROSSING NORTH AMERICA, INC.  
APPLICANT: SBC COMMUNICATIONS  
STATE: KANSAS**

input into the 911 data base entries classified as residential. The fact remains that Global Crossing has no facilities-based residential customers in the State of Kansas.<sup>2</sup>

Respectfully submitted,

  
\_\_\_\_\_  
Michael J. Shortley, III

Attorney for Global Crossing  
North America, Inc.

180 South Clinton Avenue  
Rochester, New York 14646  
(716) 777-1028

November 14, 2000

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<sup>2</sup> This is not to say that Global Crossing is not prepared to service residential customers. Its subsidiary -- Global Crossing Telemanagement, Inc. ("GCTI") -- is certificated as a resale CLEC in Kansas. It has offerings that may be attractive to residential customers, although none have signed up yet. Moreover, GCTI has yet to convert any of its resale customers in Kansas to a UNE-platform offering.

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

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**Joint Application by SBC Communications, Inc.  
Southwestern Bell Telephone Company, and  
Southwestern Bell Communications Services,  
Inc, d/b/a Southwestern Bell Long Distance for  
Provision of In-Region, InterLATA Services  
in Kansas and Oklahoma**

**CC Docket No. 00-217**

**COUNTY OF DAKOTA**

)

STATE OF MINNESOTA

)

2. I understand that SBC is making the claim that GCLS is providing facilities-based local services to residential customers in the State of Kansas. I further understand that SBC is basing this claim upon the class of service

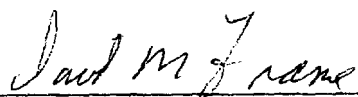
designation that appears in the E911 database. Based upon this search, I understand that SBC is claiming that GCLS is providing facilities-based service to \* \* \* \* residence lines in the State of Kansas. That information is incorrect, and given the nature of Global Crossing's facilities-based product, it is unlikely that residential customers would subscribe to GCLS' facilities-based offering.

3. GCLS' facilities-based offering is a T-1 offering. That is, GCLS will provide a T-1 connection from the customer's premises -- typically interconnected to a PBX -- to GCLS' switch in Kansas City. A T-1 would not typically be of any use to a residential customer.


4. Moreover, when Global Crossing signs up customers for its facilities-based local service, it will typically input information into the E911 database. GCLS will input the class of service code "40," which designates a business PBX customer or "46" -- Business PBX, Local Ported Number, which is the correct classification for GCLS' local facilities-based customers.

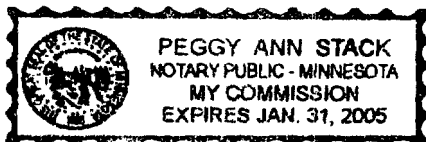
5. The only records of which I am aware that were not coded as "40" or "46" were GCLS' initial test records, which were coded "20," which represents Business lines. These records, however, do not represent actual customers. Rather, they represent the initial lines that GCLS ordered for testing purposes, *i.e.*, to determine that the service was operating, that GCLS was receiving the correct billing feeds and the like. The fact remains that Global Crossing has no facilities-based residential customers in Kansas.

6. This is not to say that Global Crossing is not prepared to serve residential customers. Its subsidiary -- Global Crossing Telemanagement, Inc. ("GCTI") -- is certificated as a resale CLEC in Kansas. It has offerings that may be attractive to residential customers, although none have signed up yet. Moreover, GCTI has yet to convert any of its resale customers in Kansas to a UNE-platform offering.

  
\_\_\_\_\_  
David M. Frame

Sworn to before me this  
14<sup>th</sup> day of November, 2000.

  
\_\_\_\_\_  
Notary Public

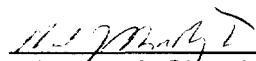


### **Certificate of Service**

I hereby certify that, on this 14<sup>th</sup> day of November, 2000, the foregoing Comments of Global Crossing North America, Inc. and accompanying affidavit of David M. Frame were served by overnight mail, fees prepaid upon:

Donald J. Russell, Esq.  
Telecommunications Task Force  
Antitrust Division  
United States Department of Justice  
1401 H Street, N.W.  
Suite 8000  
Washington, D.C. 20530

Ms. Eva Powers  
Kansas Corporation Commission  
1500 SW Arrowhead Road  
Topeka, KS 66604-4027

  
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Michael J. Shortley, III